

Jan. 18. 2007 6:16PM

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No. 5949 P. 2

JAN 18 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Brian Davis, et al.
TITLE : FUEL PUMP MONITORING SYSTEM AND
ASSOCIATED METHOD
APPLICATION NO. : 10/676,607
FILED : October 01, 2003
CONFIRMATION NO. : 7954
EXAMINER : Gary Chin
ART UNIT : 3661
LAST OFFICE ACTION : July 18, 2006
ATTORNEY DOCKET NO. : AGTZ 2 00047

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed July 18, 2006 finally rejecting claim 6. An After Final Amendment and Response to Examiner's Action is being filed herewith. The below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:
other than a small entity \$500.00

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this Notice of Appeal is being transmitted via facsimile to the U.S. Patent and Trademark Office, Centralized Facsimile No. (571) 273-8300, Mail Stop AF, Attention Examiner Gary Chin, Art Unit 3661, in accordance with 37 C.F.R. § 1.8 on the date indicated below.	
January 18, 2007 Date:	May M. Schriner By: Mary M. Schriner

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U.S. Serial No. 10/676,607
Notice of Appeal

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3. EXTENSION OF TERM

Applicants have requested a three-month extension of time to respond to the outstanding Final Office Action mailed July 18, 2007

4. TOTAL FEES DUE

The total fee due is: \$500.00

5. METHOD OF PAYMENT

Please charge Deposit Account No. 06-0308 in the amount of \$500.00.

Respectfully submitted,

FAY SHARPE LLP

18 January 2007
Date

Timothy E. Nauman
Timothy E. Nauman
Reg. No. 32,283
1100 Superior Avenue, 7th Floor
Cleveland, OH 44114-2579
216-861-5582

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No. 5949 P. 4

JAN 18 2007

Attorney Docket No.: AGTZ 2 00047

AMENDMENT TRANSMITTAL LETTER (LARGE ENTITY)

Ser. No.: 10/676,607	Filed: October 01, 2003	Examiner: Gary Chin
Art Unit: 3661	Title: FUEL PUMP MONITORING SYSTEM AND ASSOCIATED METHOD	

To the Commissioner for Patents:

Transmitted herewith is an Amendment in the above-identified application. The fees have been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	44	Minus	58	0	X \$50	\$0.00
Indep. Claims	3	Minus	3	0	X \$200	\$0.00
				TOTAL	=	\$0.00

No additional fee is believed due however, if this is not the case, the Commissioner is hereby authorized to charge any and all fees to Deposit Account No. 06-0308.

Applicants hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a three-month extension of time to respond to the outstanding Office Action and any appropriate extension of time fees (\$1,020.00) are authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308..

Respectfully submitted,

FAY SHARPE LLP

18 January 2007
Date

Timothy E. Nauman
Timothy E. Nauman
Reg. No. 32,283
1100 Superior Avenue, 7th Floor
Cleveland, OH 44114-2579
216-861-5582

Certificate of Mailing or Transmission	
I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) are being transmitted by facsimile in accordance with 37 CFR 1.18 to the U.S. Patent and Trademark Office, Centralized Facsimile No. (571) 273-8300, Mail Stop AF, Attention Art Unit 3661, Examiner Gary Chin on the date indicated below.	
<u>January 18, 2007</u> Date	<u>Mary M. Schriner</u> Name: Mary M. Schriner